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**LODGED**

MARVIN S.C. DANG #2221

*JAN 21 2010*

JASON M. OLIVER #7621

*3:00 pm*  
CLERK, U.S. DISTRICT COURT  
DISTRICT OF HAWAII

MARCUS J. FLOREZ #8692

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FILED IN THE  
UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

*JAN 26 2010*

*at 7 o'clock and 50 min. A.M.*  
SUE BEITIA, CLERK

Attorneys for Defendant

CITIBANK (SOUTH DAKOTA), N.A.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

NOELANI KAUINUI,	)	CIVIL NO. CV09-000258 ACK -bm <sup>k</sup>
	)	
Plaintiff,	)	STIPULATION OF DISMISSAL OF
	)	PLAINTIFF'S COMPLAINT WITH
vs.	)	PREJUDICE
	)	
CITIBANK (SOUTH DAKOTA),	)	
N.A.,	)	
	)	
Defendant.	)	
	)	
	)	

**STIPULATION TO DISMISS  
PLAINTIFF'S COMPLAINT WITH PREJUDICE**

IT IS STIPULATED by and between the Plaintiff NOELANI KAUINUI and Defendant CITIBANK (SOUTH DAKOTA), N.A. ("Citibank") that Plaintiff's

Complaint as to Citibank is dismissed with prejudice under Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

All appearing parties that are still parties to this action have signed this Stipulation.

No trial date has been set.

DATED: Honolulu, Hawaii, 1/14/10

  
\_\_\_\_\_  
MARVIN S.C. DANG  
JASON M. OLIVER  
Attorneys for Defendant Citibank (South Dakota), N.A.

  
\_\_\_\_\_  
JOHN HARRIS PAER  
Attorney for Plaintiff

APPROVED AND SO ORDERED:

  
\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

NOELANI KAUINUI v. CITIBANK (SOUTH DAKOTA) , N.A.,  
United States District Court for the District of Hawaii  
Civil No. CV09-00258-ACK/BMK  
“Stipulation To Dismiss Plaintiff’s Complaint With Prejudice”